

township 70, north range 43, west of the fifth p. m. in Fremont county, Iowa, and

Whereas, Frank M. Kephart, and his grantors have been in possession of all of said government sub-division for more than thirty (30) years, and have by drains, ditches and embankments reclaimed said lands at great expense and have regularly paid state and county taxes on said lands and have paid large sums for the drainage of the same, and,

Whereas, the county of Fremont on the 11th day of November, 1895, conveyed said premises by deed, to Mary E. McDonald, through its board of supervisors, therefore:

*Be it enacted by the General Assembly of the State of Iowa:*

**SECTION 1. Deed legalized.** The certain deed executed by Fremont county, Iowa, and its board of supervisors on the 11th day of November, 1895, and recorded on the 11th day of November 1895, in book 12, at page 275, of the deed records of Fremont county, Iowa, conveying the west half of the north east quarter and the north west quarter of section 2, township 70, north range 43, west of the fifth p. m. in Fremont county, Iowa, to Mary E. McDonald, is hereby declared valid and to pass to the said Mary E. McDonald, her heirs, executors or assigns, all the rights and title and interest of the state of Iowa, in and to said lands as well as the interest of Fremont county, Iowa.

**SEC. 2. In effect.** This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Register and Leader and the Des Moines Capital, newspapers published in the city of Des Moines, Iowa, such publication to be without expense to the state.

Approved March 17, A. D. 1911.

I hereby certify that the foregoing act was published in the Des Moines Capital March 20, 1911, and in the Register and Leader March 21, 1911.

W. C. HAYWARD,  
*Secretary of State.*

## CHAPTER 233.

### CERTAIN DEED EXECUTED BY IOWA COUNTY.

S. F. 485.

AN ACT to legalize deed of Iowa county, Iowa, to Ithamar Cheney for lot one as shown by plat recorded at book 21, page 335, land deed records of the office of the recorder of Iowa county, Iowa, the same being the north fifteen acres of the north west quarter of the south west quarter of section twenty-one, township seventy-eight north, range eleven west of the fifth p. m. in Iowa county, Iowa.

Whereas, R. B. Foster gave to Martin Ballard as school fund commissioner for Iowa county, Iowa, a certain mortgage dated February 7th, 1854, to secure payment of the principal sum of three hundred thirty and no-100 dollars, with accruing interest thereon, said mortgage conveying the west half of the southwest quarter of section twenty-one, township seventy-eight, north, range eleven west of the fifth p. m. situated in Iowa county, Iowa, which said mortgage was foreclosed and bid in by Iowa county, Iowa, and said land was conveyed to Iowa county, Iowa, by sheriff's deed dated November 21st, 1868, instead of the state of Iowa, as required by law, and

Whereas, said county sold a portion of said land to Ithamar Cheney, and conveyed to Ithamar Cheney the land so sold him by warrant deed dated January 4th, 1862, the land so sold and conveyed to said Ithamar Cheney

being described as lot one as shown by the plat recorded at book 21, page 335, of the land deed records of the office of the recorder of Iowa county, Iowa, and said real estate being also described as the north fifteen acres of section twenty-one, township seventy eight, north, range eleven west of the fifth p. m. said deed being recorded at book 34, page 451 land deed records of said office, and

Whereas, said Iowa county, has accounted to the state of Iowa for the proceeds of said sale, therefore

*Be it enacted by the General Assembly of the State of Iowa:*

**SECTION 1. Deed legalized.** That the said deed from Iowa county Iowa to Ithamar Cheney for lot one, as shown by the plat recorded at book 21, page 335 land deed records of the office of the recorder of Iowa county, Iowa, the same being the north fifteen acres of the northwest quarter of the southwest quarter of section twenty-one, township seventy-eight north, range eleven west of the fifth p. m. be and the same is hereby declared to be legal and valid and conveyed to said Ithamar Cheney and his grantees, all the right, title and interest of the state of Iowa in and to said real estate.

Approved April 15, A. D. 1911.

#### CHAPTER 234.

##### CERTAIN CONTRACT ENTERED INTO BETWEEN POCAHONTAS AND CALHOUN COUNTIES.

H. F. 613.

AN ACT to legalize a certain contract entered into between the counties of Pocahontas and Calhoun, state of Iowa, in behalf of drainage improvement district No. 13 in Pocahontas county and drainage improvement district No. 9 in Calhoun county, Iowa, and to authorize the issuance of a warrant by Pocahontas county, Iowa, on the funds of said drainage improvement district No. 13 in Pocahontas county, Iowa, to the treasurer of Calhoun county, Iowa, for the use and benefit of drainage improvement district No. 9 in Calhoun county, and to authorize the levy and collection of taxes for the payment of the same.

Whereas, the board of supervisors of Pocahontas county, Iowa, and the board of supervisors of Calhoun county, Iowa, in joint session on April 18-1907 entered into a written agreement whereby said Pocahontas county in behalf of drainage improvement district no. 13, in Pocahontas county, Iowa, agreed to issue a warrant on the funds of said drainage improvement district no. 13 in the sum of two thousand sixty-three dollars and eighty-eight cents (\$2,063.88), payable to the treasurer of Calhoun county, Iowa, for the benefit and use of drainage improvement district no. 9, in Calhoun county, Iowa, on condition that said drainage improvement district no. 13 in Pocahontas county, Iowa, should have the use of said drainage improvement district no. 9 in Calhoun county, Iowa, as a permanent outlet for the drains and ditches proposed to be constructed in said drainage improvement district no. 13, and

Whereas, said written agreement was thereafter ratified, approved and affirmed by the board of supervisors of Pocahontas county, Iowa, in behalf of drainage improvement district no. 13, and